

# In the United States Court of Federal Claims

No. 08-840 C  
(Filed June 21, 2010)

KAREN MCBRIEN, )  
Plaintiff, )  
v. )  
THE UNITED STATES, )  
Defendant. )

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## ORDER

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Plaintiff, Karen McBrien, tenders for filing a “Motion to Reconsider Order” which is addressed to the Order, filed June 4, 2010, denying her fifth motion to reinstate her claim.

This litigation has been dismissed for lack of jurisdiction. The dismissal was affirmed by the United States Court of Appeals for the Federal Circuit. No valid basis has been shown for relief from the court’s dismissal judgment. When lack of jurisdiction is found, no further action may be taken on the merits of the claims and the litigation must be dismissed. RCFC 12(h)(3); *Miller v. United States*, 67 Fed. Cl. 195, 197 (2005).

Plaintiff’s Motion to Reconsider, received June 18, 2010, essentially comprises a repeat of the five previous motions to reinstate her claim(s) which were denied. No valid basis for reconsideration is shown.

Accordingly, it is **ORDERED**:

- (1) Plaintiff’s motion, received June 18, 2010, shall be filed by leave of court<sup>1/</sup>;
- (2) Upon filing pursuant to (1) the motion shall be **DENIED**.

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James F. Merow  
Senior Judge

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<sup>1/</sup> The Form 10 tendered by plaintiff shall be returned unfiled.